

09/373,034

REISSUE LITIGATION
REISSUE PATENT APPLICATION
Docket. No. 4164-133

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: John F. ACRES et al.

Original Patent No.: 5,655,961

Original Patent Issue Date: August 12, 1997

Box 7
Assistant Commissioner for Patents
Washington, D.C. 20231

REISSUE APPLICATION DECLARATION BY THE INVENTOR

As below named inventor, I hereby declare that:

My residence, post office address and citizenship are stated below next to my name. I believe I am the original, first and sole inventor (if only one name listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is described and claimed in patent number 5,655,961, granted August 12, 1997, and for which a reissue patent is sought on the invention entitled METHOD FOR OPERATING NETWORKED GAMING DEVICES, the specification of which

☒ is attached hereto.

☐ was filed on _____ as reissue application number ____ / _____
and was amended on _____
(If applicable)

I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I verily believe the original patent to be wholly or partly inoperative or invalid, for the reasons described below. (check all boxes that apply).

☐ by reason of a defective specification or drawing.

☒ by reason of the patentee claiming more or less than he had the right to claim in the patent.

☐ by reason of errors.

At least one error upon which reissue is based is described as follows:

The original patent application as filed did not include a full range or scope of independent apparatus claims to which the patentee is entitled. Independent claims 1, 21, and 28 refer to "reconfiguring" the gaming device, and independent claim 55 refers to activating a bonus payout table in a gaming device. These limitations are not believed to be necessary to patentability of the invention, but nevertheless limit the claimed invention of US Patent No. 5,655,961 to a scope that is less than that to which the applicant is entitled. In addition, the original patent application as filed did not include limitations relating to transmission of a pay command in combination with a bonus payout.

All errors corrected in this reissue application arose without any deceptive intention on the part of the applicant. As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Name(s)	Registration Number
Alan T. McCollom	28,881
Scott A. Schaffer	38,610

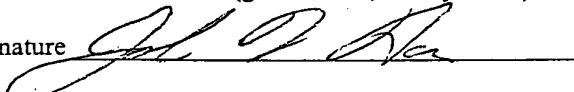
Correspondence Address: Direct all communications about the application to:

Alan T. McCollom
MARGER JOHNSON & McCOLLOM, P.C.
1030 S.W. Morrison Street
Portland, OR 97205
Phone No.: (503) 222-3613
Fax No.: (503) 274-4622

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine and imprisonment, or both, under 18 U.S.C. 1001, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this declaration is directed.

Full Name of sole or first inventor (given name, family name): John F. Acres

Inventor's signature



Date:

Aug 9 1999

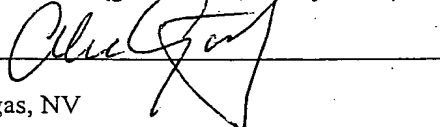
Residence: Henderson, NV

Citizenship: USA

Post Office Address: 62 Incline Village Court
Henderson, NV 89014

Full name of second joint inventor (given name, family name): Alec Ginsburg

Inventor's signature



Date:

9908.05

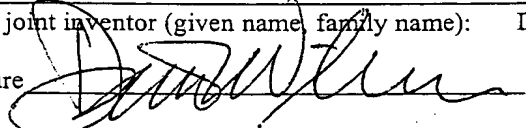
Residence: Las Vegas, NV

Citizenship: USA

Post Office Address: 5606 Oxbow Street
Las Vegas, NV 89119

Full name of third joint inventor (given name, family name): David Wiebenson

Inventor's Signature



Date:

9 Aug 99

Residence: Corvallis, OR

Citizenship: USA

Post Office Address: 1920 NW Shattock Place
Corvallis, OR 97330

☐ Additional joint inventors are named on separately numbered sheets attached hereto.

ASSIGNMENT

Assignor: John Acres
Address: 3324 Elmwood Drive
Corvallis, Oregon 97330

Assignor: Alec Ginsburg
Address: 575 S.E. Atwood Ave.
Corvallis, OR 97333

Assignor: David Wiebenson
Address: 1920 NW Shattock Place
Corvallis, OR 97330

Assignee: Acres Gaming, Inc.
Address: 887 NW Grant Avenue
Corvallis, Oregon 97330

Title of
Invention: COMPUTER NETWORK FOR CONTROLLING AND
MONITORING GAMING DEVICES

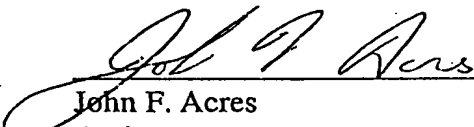
Filing Date:

For good and valuable consideration, the receipt of which is hereby acknowledged, the above-named Assignors hereby sell, assign and transfer to Assignee, the full and exclusive right, title and interest in and to the above-identified invention, patent application and patent rights throughout the world, including foreign patent priority rights; said invention, application and letters patent in this or any foreign country, and all divisions, continuations, reissues and extensions thereof, to be held and enjoyed by Assignee, for its own use and benefit, and for its successors and assigns to the full end of the term for which letters patent may be granted in this or any foreign country, as fully and entirely as the same would have been held by Assignors had this assignment and sale not been made, and covenant that Assignors have full right so to do, and agree that Assignors will communicate to Assignee, or its successors and assigns, any facts known to Assignors respecting said invention, and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing and reissue applications, make all rightful oaths, and do everything possible to aid Assignee, its successors and assigns to obtain and enforce proper patent protection for said

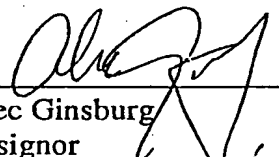
invention in this or any foreign country.

In the event that the patent application filing date or serial number is not known at the time this document is executed, Assignors hereby grant permission to the attorneys of record in the patent application to fill in the filing date and/or serial number above, and to record this assignment after such information is added.

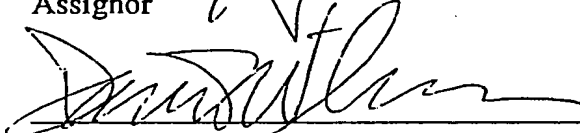
Executed at Corvallis, Oregon, this ____ day of September, 1994



John F. Acres
Assignor



Alec Ginsburg
Assignor



David Wiebenson
Assignor

STATE OF OREGON

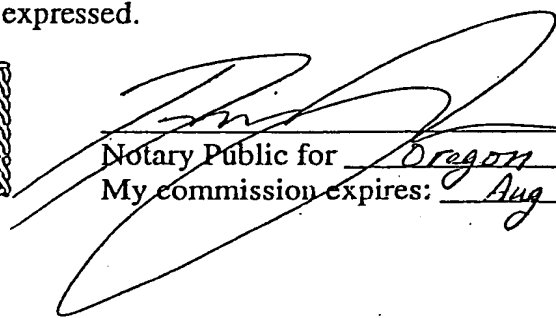
)
) ss.
)

County of Benton

Before me this 6th day of September, 1994, personally appeared the above-named individual, to me known to be the person who is described in and who executed the foregoing assignment instrument and acknowledged to me that he executed the same of his own free will for the purpose therein expressed.



[SEAL]



Notary Public for Oregon
My commission expires: Aug 25 1997

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Name of Patentee(s): John F. ACRES ; Alec Ginsburg ; David Wiebenson

Patent No.: 5,655,961

Patent Issue Date: August 12, 1997

Title of Invention: METHOD FOR OPERATING NETWORKED GAMING DEVICES

Box 7
Assistant Commissioner for Patents
Washington, D.C. 20231

REISSUE APPLICATION BY THE ASSIGNEE,
OFFER TO SURRENDER PATENT

ACRES GAMING, INC. is the assignee of the entire interest in the original patent.

I offer to surrender the original patent.

☒ A certificate under 37 CFR 3.73(b) is attached.

I am authorized to act on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application, any patent issued thereon, or any patent to which this declaration is directed.

Name of assignee: Acres Gaming, Inc.

Signature of person
signing for assignee:

Gerald D. Haynes

Date: 8-5-99

Typed/Printed Name: Gerald D. Haynes

Title: Vice President & General Counsel

STATEMENT UNDER 37 CFR 3.73 (b)

Applicant/Patent Owner: Acres Gaming, Inc.

Patent No.: 5,655,961

Issue Date: August 12, 1997

Entitled: METHOD FOR OPERATING NETWORKED GAMING DEVICES

Acres Gaming, Inc., a Nevada Corporation, states that it is:

1. ☒ the assignee of the entire right, title and interest; or
2. ☐ an assignee of an undivided part interest

in the patent application/patent identified above by virtue of either:

- A. ☒ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the Patent and Trademark Office at Reel 7219, Frame 0610 or for which a copy thereof is attached.

OR

- B. ☐ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as shown below:

1. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
2. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.
3. From: _____ To: _____
The document was recorded in the Patent and Trademark Office at
Reel _____, Frame _____, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet.

- ☒ Copies of assignments or other documents in the chain of title are attached.
[NOTE: A separate copy (*i.e.*, the original assignment document or a true copy of the original document) must be submitted to Assignment Division in accordance with 37 CFR Part 3, if the assignment is to be recorded in the records of the PTO. See MPEP 302-302.8]

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the assignee.

Date: 8-5-99

Signature Gerald D. Haynes

Typed or printed name: Gerald D. Haynes

Title: Vice President and General Counsel



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

ASSISTANT SECRETARY AND COMMISSIONER
OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

DATE: 12/22/94
TO:

N06A

MARGER, JOHNSON, MCCOLLOM ET AL
ALAN T. MCCOLLOM
621 S.W. MORRISON STREET, SUITE 650
PORTLAND, OR 97205

UNITED STATES PATENT AND TRADEMARK OFFICE
NOTICE OF RECORDATION OF ASSIGNMENT DOCUMENT

THE ENCLOSED DOCUMENT HAS BEEN RECORDED BY THE ASSIGNMENT BRANCH OF THE U.S. PATENT AND TRADEMARK OFFICE. A COMPLETE MICROFILM COPY IS AVAILABLE AT THE U.S. PATENT AND TRADEMARK OFFICE ON THE REEL AND FRAME NUMBER REFERENCED BELOW.

PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT ASSIGNMENT PROCESSING SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT BRANCH, NORTH TOWER BUILDING, SUITE 10C35, WASHINGTON, D.C. 20231

ASSIGNOR:
ACRES, JOHN

DOC DATE: 09/06/94

ASSIGNOR:
GINSBURG, ALEC

DOC DATE: 09/06/94

ASSIGNOR:
WIEBENSON, DAVID

DOC DATE: 09/06/94

RECORDATION DATE: 10/12/94 NUMBER OF PAGES 002 REEL/FRAME 7219/0610

DIGEST : ASSIGNMENT OF ASSIGNORS INTEREST

ASSIGNEE:
ACRES GAMING, INC.
887 NW GRANT AVENUE
CORVALLIS, OR 97330

SERIAL NUMBER 8-322172 FILING DATE 10/12/94
PATENT NUMBER ISSUE DATE 00/00/00

L. Stinson

EXAMINER/PARALEGAL
ASSIGNMENT BRANCH
ASSIGNMENT/CERTIFICATION SERVICES DIVISION



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PATENT APPLICATION
Attorney's Do. No. 1306-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re patent application of: Acres, Ginsburg, Wiebenson
For: COMPUTER NETWORK FOR CONTROLLING AND MONITORING GAMING
DEVICES
Date: October 11, 1994

Commissioner of Patents and Trademarks
Washington, D.C. 20231

ASSIGNMENT TRANSMITTAL COVER SHEET

Please record the attached original document or copy thereof and return the recorded instrument to the undersigned.

(1)
(2)

Name of parties conveying an interest: John Acres, Alec Ginsburg, David Wiebenson
Name and address of party receiving an interest: Acres Gaming, Inc., 887 NW Grant Avenue
Corvallis, Oregon 97330

(3)

Description of the interest conveyed: 19
☒ Assignment ☐ Change of Name ☐ Security Agreement ☐ Merger ☐ Other:

(4)

Application number: Additional sheet attached? Yes ☐ No ☒

(5)

Name and address of party to whom correspondence concerning document should be mailed:

Alan T. McCollom
MARGER, JOHNSON, McCOLLOM & STOLOWITZ, P.C.
621 S.W. Morrison Street, Suite 650
Portland, Oregon 97205
Telephone: (503) 222-3613

(6)

Number of applications and patents involved: 1

(7)

Enclosed is our check for \$1046 which covers Assignment Recording as well as the new patent application.

(8)

Any deficiency or overpayment should be charged or credited to deposit account number 13-1703. A duplicate copy of this sheet is enclosed.

(9)

Date of execution of attached document: September 6, 1994

(10)

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Respectfully submitted,

MARGER, JOHNSON,
McCOLLOM & STOLOWITZ, P.C.
621 S.W. Morrison St., Suite 650
Portland, Oregon 97205
(503) 222-3613

By:

Alan T. McCollom,
Registration No. 28,881

Attorney for Applicant

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